

Mar-4-1980

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, MARCH 4, 1980
AT 8:30 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Lowery at 8:44 a.m. A recess was called by Mayor Wilson at 12:26 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Wilson at 2:14 p.m. The meeting was adjourned by Mayor Wilson at 2:44 p.m. into Executive Session on pending litigation, 11th Floor Conference Room West.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present. (1) Councilmember Mitchell-present. (2) Councilmember Cleator-present. (3) Councilmember Lowery-present. (4) Councilmember Williams-present. (5) Councilmember Schnaubelt-present. (6) Councilmember Gotch-present. (7) Councilmember Stirling-present. (8) Councilmember Killea-present.
Clerk-Abdelnour (ra,bb)

Mar-4, 1980 ITEM-300:

FILE: Minutes File

DESCRIPTION:

Clerk Abdelnour called the roll:
Mayor Wilson-not present.
Councilmember Mitchell-not present.
Councilmember Cleator-present.
Councilmember Lowery-present.
Councilmember Williams-not present.
Councilmember Schnaubelt-not present.
Councilmember Gotch-present.
Councilmember Stirling-present.
Councilmember Killea-present.

Mar-4-1980 ITEM-150:

FILE: MEET

DESCRIPTION:

(O-80-187 Rev. 2) Amending Chapter V of the San Diego Municipal Code by ADDING ARTICLE 2.5, SECTIONS 52.5.0101 THROUGH 52.5.0108 thereto entitled CONSUMER

COMMODITIES PRICE MARKING.

COMMITTEE ACTION:

Reviewed by PUBLIC SERVICES AND SAFETY COMMITTEE on 2/6/80. Recommendation to

INTRODUCE the Ordinance. Districts 1, 6 and 8 voted yea. District 3 voted nay. District 2 not present.

COUNCIL ACTION: (Tape location: a031-a070 & a074-a154).

Introduced, as amended, to be adopted March 17, 1980.

Motion by Lowery to amend by adding a one year "Sunset" provision. Second by Stirling. Passed by the following vote: Yeas-2,3,5,7,M. Nays-1,4,6,8. Not present-none.

Motion by Lowery to amend to allow one store per chain to experiment without mandatory item pricing. Second by Stirling. Passed by the following vote: Yeas-2,3,5,7,M. Nays-1,4,6,8. Not present-none.

Motion by Killea to direct Ernie Anderson to come back with methods of implementing resources to carry out the ordinance. Second by Gotch. Defeated by the following vote: Yeas-4,6,8. Nays-1,2,3,5,7,M. Not present-none.

MOTION BY LOWERY TO INTRODUCE, AS AMENDED. Second by Stirling. Passed by the

following vote: Mitchell-yea. Cleator-yea. Lowery-nay. Williams-yea.

Schnaubelt-nay. Gotch-yea. Stirling-nay. Killea-yea. Mayor Wilson-nay.

Mar-4-1980 ITEM-152:

FILE: MEET

DESCRIPTION:

(R-80-1521) COMMENDING the members of the PARK AND RECREATION BOARD for their

hard work and outstanding efforts; COMMENDING JAMES S. MILCH, ESQUIRE for his eight years of dedicated service as chairman of the PARK AND RECREATION BOARD and expressing heartfelt gratitude on behalf of all the people of San Diego, America's Finest City.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE on 1/24/80.

Recommendation to ADOPT the Resolution. Districts 1, 2, 6 and 7 voted yea.

Districts 8 not present.

COUNCIL ACTION: (Tape location: a002-a003).

Adopted as Resolution R-251313.

MOTION BY STIRLING TO ADOPT. Second by Killea. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Mar-4-1980 ITEM-154:

FILE: -

DESCRIPTION:

Two Items relative to LOT 382 of NAVAJO PARK UNIT NO. 2:

Subitem-A: (O-80-225)

Setting aside and dedicating certain lands as and for a PUBLIC PARK; and

Subitem-B: (R-80-1382)

Approving the acceptance by the CITY MANAGER of GRANT DEED of W & M Company conveying to City said lot; authorizing the EXPENDITURE not to exceed \$2,127.78 from SUBDIVISION PARK FEE FUND 11373; \$40,310.50 from SUBDIVISION PARK FEE FUND 14373; and \$16,561.72 from SUBDIVISION PARK FEE FUND 14371 for said acquisition and related costs.

(DISTRICT-7)

COMMITTEE ACTION:

Reviewed by PUBLIC FACILITIES AND RECREATION COMMITTEE on 2/21/80.

Recommendation to INTRODUCE the Ordinance and ADOPT the Resolution. Districts 1, 2, 6, 7 and 8 voted yea.

COUNCIL ACTION: (Tape location: a004-a013).

Referred back to Public Facilities & Recreation Committee.

MOTION BY STIRLING TO REFER BACK TO PUBLIC FACILITIES & RECREATION COMMITTEE

FOR FURTHER REVIEW. Second by Killea. Passed by the following vote:

Mitchell 1 -yea. Cleator 2 -yea. Lowery 3 -yea. Williams

4 -yea. Schnaubelt 5 -yea. Gotch 6 -yea. Stirling 7 -yea.

Killea 8 -yea. Mayor Wilson M -not present.

Mar-4-1980 ITEM-200:

FILE: MEET

DESCRIPTION:

(R-80-1428) Amending GROUP HEALTH INSURANCE contract with Kaiser Foundation Health Plan, Inc. extending the contract for a period of one year effective April 1, 1980 and increasing the rates as follows:

COST PER MONTH

FROM:

TO:

Employee

\$33.00

\$41.30 One Dependent

32.98

41.28

Two or More Dependents 60.58

75.82

COUNCIL ACTION: (Tape location: a014-a026).

Adopted as Resolution R-251314.

Motion by Stirling to direct the City Manager to update the Kaiser survey to find out if there's an improvement in the medical services being given to City employees. Second by Schnaubelt. Passed by the following vote:

Yeas-1,2,3,4,5,6,7,8,M.. Nays-none. Not present-none.

MOTION BY WILLIAMS TO ADOPT. Second by Lowery. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.
Gotch-yea. Stirling-nay. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-201:

FILE: MEET

DESCRIPTION:

(R-80-1497) CONCURRING with the advisory opinion of the Historical Site Board in its ENDORSEMENT of the GRAND-HORTON HOTEL and the ROBERT E. LEE HOTEL/LYCEUM THEATER for PLACEMENT on the NATIONAL REGISTER OF HISTORIC PLACES.

COUNCIL ACTION: (Tape location: a028-a030).

Adopted as Resolution R-251315.

MOTION BY KILLEA TO ADOPT. Second by Mitchell. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.
Gotch-yea. Stirling-nay. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-330:

FILE: LAND Miramar Ranch North Community Plan

DESCRIPTION:

Matters of:

a (R-80-)

Proposal to adopt the MIRAMAR RANCH NORTH COMMUNITY PLAN and rescind the existing Lago Dorado Development Plan which was adopted by City Council Resolution R-196730 on April 24, 1969 and a portion of the Chicarita Creek Development Plan which was adopted by City Council Resolution R-202414 on April 15, 1971. The plan encompasses approximately 1,800 acres located east of Interstate 15 and north of Miramar Lake and was developed with the goals of accommodating a diversity of residential options, encouraging attractive commercial and industrial development, providing public facilities concurrent with need, constructing and maintaining an adequate transportation system, promoting social services and ensuring a pleasant, healthful environment; and

b (R-80-)

Proposal to amend the Progress Guide and General Plan for The City of San Diego - to amend the Map concerning that portion covered by the proposed Miramar Ranch North Community Plan.

(DISTRICT-1)

Subitem-A: (R-80-)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-79-06-30 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and

that said report has been reviewed and considered by the Council;

Subitem-B: (R-80-)

Adoption of a RESOLUTION approving the Miramar Ranch North Community Plan and rescinding the 1969 Lago Dorado Development Plan and a portion of the 1971 Chicarita Creek Development Plan, to be effective when the amendment to the General Plan Map is adopted after a hearing on or about June 17, 1980; and

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing the appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-06-30.

COUNCIL ACTION: (Tape location: a155-a224).

Subitem-A adopted as Resolution R-251316.

Subitem-B adopted as Resolution R-251317.

Subitem-C adopted as Resolution R-251318.

Hearing began at 11:17 a.m. Hearing halted at 12:26 p.m.

Lowery, Williams, and Gotch left the Chambers.

Councilmember Stirling gave a direction to the City Attorney and Planning Department to add a provision in the plans, a park and ride and transit stations in the new communities to accommodate future mass transit system.

MOTION BY MITCHELL TO ADOPT. Second by Killea. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.

Schnaubelt-yea. Gotch-not present. Stirling-yea. Killea-yea. Mayor

Wilson-yea.

Mar-4-1980 ITEM-331:

FILE: ZONE

DESCRIPTION:

Matter of REZONING LOT 12, BLOCK 2, DRUCKER'S SUBDIVISION, MAP-1584 (4,000 square feet), located on the northeast side of LaSalle Street between Channel Way and I-8 in the Midway Community Plan area, from ZONE R-4 to ZONE C-1. (DISTRICT-2) (CASE-22-80-1)

Subitem-A: (R-80-1421)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-09-27 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem-B: (O-80-228)

INTRODUCTION of an ORDINANCE for C-1 Zoning.

COUNCIL ACTION: (Tape location: A002-030).

Subitem-A adopted as Resolution R-251320.

Subitem-B introduced, to be adopted March 17, 1980.

MOTION BY LOWERY TO CLOSE THE HEARING, ADOPT (A) AND INTRODUCE (B).

Second by

Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-332:

FILE: ZONE

DESCRIPTION:

Matter of REZONING a portion of RANCHO DE LOS PENASQUITOS, RECORD OF SURVEY

6204 (approximately 161.5 acres), located east of Black Mountain Road and south of the proposed freeway, Route 56, in the Penasquitos East Community

Plan area, from ZONE A-1-10 (in HR) to ZONE R-1-5. (DISTRICT-1) (CASE-60-80-1)

Subitem-A: (R-80-1422)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-79-04-10 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council;

Subitem-B: (O-80-229)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning; and

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing the findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-04-10.

COUNCIL ACTION: (Tape location: A030-053).

Subitem-A adopted as Resolution R-251321.

Subitem-B introduced, to be adopted March 17, 1980.

Subitem-C adopted as Resolution R-251322.

MOTION BY MITCHELL TO CLOSE HEARING, ADOPT (A) AND (C) AND INTRODUCE (B).

Second by Lowery. Passed by the following vote: Mitchell-yea. Cleator-yea.
Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.
Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-333:

FILE: ZONE

DESCRIPTION:

Matter of REZONING a portion of RANCHO DE LOS PENASQUITOS, RECORD OF
SURVEY

6204 (approximately 90 acres), located on the east side of Black Mountain Road
between Adolphia Street and Pipilo Street, in the Penasquitos East Community
Plan area, from ZONE A-1-10 (in HR) to ZONE R-1-5. (DISTRICT-1)
(CASE-60-80-2)

Subitem-A: (R-80-1420)

Adoption of a RESOLUTION certifying that the information contained in
ENVIRONMENTAL IMPACT REPORT EIR-79-04-11 has been completed in compliance with
the California Environmental Quality Act of 1970 and State guidelines, and
that said report has been reviewed and considered by the Council;

Subitem-B: (O-80-227)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning; and

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing the findings of mitigation, feasibility or
project alternatives pursuant to California Public Resources Code Section
21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-04-11.

COUNCIL ACTION: (Tape location: A053-118).

Subitem-A adopted as Resolution R-251323.

Subitem-B introduced, to be adopted March 17, 1980.

Subitem-C adopted as Resolution R-251324.

MOTION BY LOWERY TO CLOSE THE HEARING, ADOPT (A) AND (C), AND
INTRODUCE (B).

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.
Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.
Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-S400:

FILE: MEET

DESCRIPTION:

(O-80-244) AMENDING Ordinance No. O-12666 (New Series), as amended, entitled "AN ORDINANCE ESTABLISHING A SCHEDULE OF COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE CITY OF SAN DIEGO FOR THE FISCAL YEAR 1979-80," by AMENDING EXHIBIT C and ADDING EXHIBIT C-1 thereto to CREATE VARIOUS UNCLASSIFIED CLASSES in the MANAGERIAL CATEGORY and ESTABLISH a SCHEDULE OF COMPENSATION therefor.

COUNCIL ACTION: (Tape location: a027).

Introduced, to be adopted March 17, 1980.

MOTION BY STIRLING TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-S401:

FILE: MEET

DESCRIPTION:

(R-80-1545) Authorizing AGREEMENTS with San Diego Unified School District; San Diego Community College District; San Diego Unified Port District; Regents of the University of California, San Diego; Poway Unified School District; and County of San Diego for the City to provide each agency the service of PROCESSING PARKING VIOLATION NOTICES.

COUNCIL ACTION: (Tape location: a028).

Adopted as Resolution R-251319.

MOTION BY KILLEA TO ADOPT. Second by Lowery. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-UC-1:

FILE: MEET

DESCRIPTION:

(R-80-0000) A Resolution presented to the City Council with UNANIMOUS CONSENT: Excusing Deputy Mayor Bill Lowery from the Rules Committee Meeting of February 25, 1980, for the purpose of representing the City on the occasion of the return of the U.S.S. Kitty Hawk.

COUNCIL ACTION: (Cassette location: A118-120).

Adopted as Resolution R-251325.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-UC-2:

FILE: MEET

DESCRIPTION:

(R-80-1605) A Resolution presented to the City Council with UNANIMOUS CONSENT:

A resolution endorsing the passage of AB 2212.

COUNCIL ACTION: (Tape location: A120-122).

Adopted as Resolution R-251326.

MOTION BY LOWERY TO ADOPT. Second by Lowery. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ITEM-UC-3:

FILE: MEET

DESCRIPTION:

(R-80-1605) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Relocation of flood victims.

COUNCIL ACTION: (Tape location: A122-125).

Adopted as Resolution R-251327.

MOTION BY KILLEA TO ADOPT. Second by Williams. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Mar-4-1980 ADJOURNMENT:

FILE: Minutes File

COUNCIL ACTION:

Motion by Killea to adjourn in memory of Warren T. Hamilton. Second by Lowery.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea.

Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.